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FACSIMILE (864) 233-7342****FACSIMILE TRANSMISSION****DATE: September 10, 2004****Our Ref: SMD-135
USSN: 10/618,096**

TO: Tony Castorina

FACSIMILE NUMBER: 703-415-4864

NUMBER OF PAGES (Including Cover Sheet): - 7 -

FROM: Pam Knorr for Timothy A. Cassidy

Attached are the requests made to the Patent Office to correct the original Filing Receipt date for the U.S. application. The application was filed on July 11, 2003, the filing receipt came back dated July 14, 2002. A request was filed on 12/15/03 to correct this (ignore the part about the number of claims filed, my mistake). The PTO then requested I send them a copy of the Express Mail Receipt which I did on 2/16/04. The PCT office is now telling us we may lose the priority date if the U.S. date is not corrected.

Please let me know if you need any additional information from me.

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ATTORNEY DOCKET NO.: SMD-135

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Hampl, Jr., et al.

Serial No.: 10/618,096

Filed: July 11, 2003

Title: Smoking Articles Having Reduced
Carbon Monoxide

) Examiner: Unknown

) Art Unit: 1731

) Customer No.: 22827

) Deposit Acct. No.: 04-1403

REQUEST FOR CORRECTED FILING RECEIPTCommissioner of Patents and Trademarks
P. O. Box 1450
Arlington, VA 22313-1450

Dear Sir:

Applicants herein request a corrected Official Filing Receipt for the captioned application. The correct filing date should be **July 11, 2003**. A copy of the original Filing Receipt is enclosed for your reference. A copy of the Filing Receipt noting the change that needs to be made is enclosed. A copy of the Express Mail receipt noting the filing date of the application is also enclosed.

The Filing Receipt also shows a total number of claims for this application to be **71**. The application as filed only has a total of **70** claims.

Please contact the undersigned should any additional information be required.

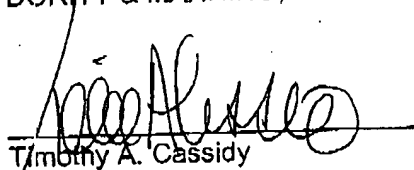
Respectfully submitted,

DORITY & MANNING, P.A.

I hereby certify that this correspondence and any referenced attachment are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 2233-1450 on December 15, 2003.

Pamela Knorr

(Typed or printed name of person mailing paper or fee)

Pamela Knorr
(Signature of person mailing paper or fee)
Timothy A. Cassidy
Registration No.: 38,024P. O. Box 1449
Greenville, SC 29602-1449
Phone: 864-271-1592
Facsimile: 864-233-7342

TAC



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/618,096	07/14/2002	1731	0.00	SMD-135	3	71	4

CONFIRMATION NO. 4956

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FILING RECEIPT



OC000000011028870

Date Mailed: 10/14/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Vladimir Hampl JR., Residence Not Provided;
 Alice Gu, Residence Not Provided;
 Kerry Mahone, Residence Not Provided;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 10/09/2003

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Smoking articles having reduced carbon monoxide delivery

Preliminary Class

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131

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Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/618,096	07/14/2002	Vladimir Hampl JR.	SMD-135

CONFIRMATION NO. 4956



OC000000011756284

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Date Mailed: 01/23/2004

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Claims, Fees, and Inventors

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- ☐ The total number of claims appearing on the Filing Receipt does not include multiple dependent claims. The total fee appearing on the Filing Receipt includes the cost of multiple dependent claims that were present at the time the application was filed.
- ☐ The filing fee is correct. It may include additional claims fees and/or the surcharge under 37 CFR 1.16(e) for filing an oath/declaration or basic filing fee after the application filing date; or it may not reflect fees refunded to the applicant that were paid by mistake.
- ☒ The number of claims reflected on the filing receipt is correct. Upon review of the claims, it was found that there was a miscalculation by the applicant. This may be due to improperly presented multiple dependent claims, typographical error, misnumbering of the claims, or other oversight. An amendment may be necessary to correct the problem.
- ☐ The filing fee reflected on the filing receipt is correct. Applicant may have miscalculated the fees due.
- ☐ Applicant calculated fees as other than small entity; however, applicant asserted small entity status in the application. Therefore, fees were applied as small entity and the remainder was refunded to the applicant.
- ☐ The difference between the fees paid and the fees due was refunded to the applicant and will not be shown on the filing receipt.
- ☐ The inventor information may be truncated if the family name consists of more than 50 characters (letters and spaces combined) and if the given name consists of more than 50 characters (letters and spaces combined).

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- ☐ The inventor's residence allows for up to 40 characters (letters and spaces combined).
- ☐ The inventor's residence will only include the city and state for U.S. residences or city and country for residences outside the U.S. (See MPEP 605.02).
- ☐ A petition to correct the inventorship is needed to make this change. See 37 CFR 1.48. For non-provisional applications, the petition should be directed to the Director of the examining group assigned to your application.
- ☐ Changes made after submission of an executed declaration to the inventor information other than correction of typographical errors must be submitted in the form of a substitute declaration. Change of inventorship requires a petition under 37 CFR 1.48.
- ☐ The number of drawings shown on the filing receipt reflects the number of drawing sheets submitted and is not necessarily equal to the number of figures submitted.
- ☐ The correspondence address was captured as directed by applicant on filing. If you wish correspondence to be directed otherwise, please submit a request for a change of address.
- ☐ The docket number allows a maximum of 25 characters.
- ☐ The person signing on behalf of the deceased inventor is reflected on the Filing Receipt as the legal representative.
- ☐ The filing date of a parent application cannot be changed by this request. A petition to correct the filing date in the parent application is required.
- ☒ A copy of the Express Mail label was not enclosed with your request. Petitions under 37 CFR 1.10 require a copy of the Express Mail Label to be submitted.

Harmanot Tegbaru
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